IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

THURSDAY, THE 5TH JULY 2007 / 14TH ASHADHA 1929

Bail Appl..No. 4060 of 2007(B)

CP.68/2007 of J.M.F.C.,CHALAKUDY
CRIME NO. 61/2006 of VELLIKULANGARA POLICE STATION

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PETITIONER/ACCUSED NOS I AND 2

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1. SHINU.K.M., AGED 30 YEARS, S/O. KESAVAN,
VETTIYDAN HOUSE, MATTATHUR VILLAGE,
NULUVALLY, CHALAKUDY.

2. GIREESH.V.T., AGED 32 YEARS, S/O. VASU,
THOZHUTHUMPARAMBIL HOUSE,
MATTATHUR VILLAGE, NULUVALLY, CHALAKUDY.

BY ADV. SRI.C.HARIKUMAR
SRI.VIZZY GEORGE KOKKAT

RESPONDENTS: STATE

STATE OF KERALA, REP.BY
PUBLIC PROSECUTOR, HIGH COURT OF KERALA,
THROUGH THE S.I. OF POLICE,
VELLIKULANGARA POLICE STATION.

BY ADV. SRI. S.U. NAZER, PUBLIC PROSECUTOR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 05/07/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

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B.A.No.4060 Of 2007

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Dated this the 5th day of July, 2007

ORDER

Application for regular bail. Allegations are raised under the provisions of the Kerala Abkari Act. The petitioners were allegedly found to be in possession of 15 litres of arrack and 15 litres of spirit on 17.03.2006. They were arrested at the spot. Investigation was conducted. Final report has been filed. Cognizance has been taken. The committal proceedings has been registered before the learned Magistrate. On receipt of the process at the Court, the petitioners appeared before the learned Magistrate and their applications for bail are rejected and they were remanded to custody. They continue in custody from 23.06.07.

2. The learned counsel for the petitioners prays, the learned Public Prosecutor does not oppose the said prayer and I am satisfied that the petitioners can now be enlarged on bail subject to appropriate conditions.

3. In the result, this application is allowed. The petitioners shall be released on bail on their executing bonds for Rs.50,000/- (Rupees Fifty thousand only) each with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

(R.BASANT, JUDGE)

sj

/TRUE COPY/

P.A.TO JUDGE